

Upon motion of Senator Saufley, a bill to provide for the employment of convicts for petty offences, was taken up.

Amendments by the House concurred in.

Senator Cooley moved to adjourn until to-morrow morning 9½ o'clock.

Lost.

Upon motion of Senator Shelley, a bill to extend the limits of Blanco county, and to define the line between Blanco and Burnet counties was taken up.

Senator Shelley moved to amend as follows :

Provided, That nothing herein shall interfere with the location of the county sites of Blanco or Burnett counties.

Pending which, upon motion of Senator Littleton, the Senate adjourned until to-morrow morning, 9½ o'clock.

SENATE CHAMBER, }
Nov. 8, 1866. }

Senate met pursuant to adjournment.

Prayer by the Chaplain.

Roll called—quorum present.

Journal of yesterday read and adopted.

Senator Record made the following report :

Hon. Geo. W. Jones, President of the Senate :

The Judiciary Committee, to whom was referred a bill to be entitled "An act supplemental to and amendatory of an act to adopt and establish a Penal Code for the State of Texas," approved August 28th, 1856, have instructed me to report the same back and recommend that no further action be taken upon it, because the subject matter of the bill is embraced in the Senate amendments to the House bill recommended by this committee.

J. K. P. RECORD, Chairman.

Also reports :

Hon. G. W. Jones President of the Senate :

The Judiciary Committee have had under consideration a House bill to be entitled "An act supplemental to and amendatory of an act to establish a Penal Code for the State of Texas," and have instructed me to report the same back to the Senate and recommend its passage with the following amendments :

In article 386, lines 4 and 5, strike out "white person" and insert "ancestor."

Strike out "Art. 398a" and insert "Art. 398a. A disorderly

person is defined to be one who in any public place is loud and vociferous in the use of vulgar and obscene language, or who in such place is guilty of hallooing in a loud boisterous manner, so as to disturb the peace and quiet of orderly citizens."

Strike out "Articles 423^l, 423^o and 423^p," the same being provided for by laws already passed by this Legislature.

Add to Art. 717 "the provisions of this article shall be construed and held to extend to, and include offences, committed on any public lands, University or School lands, lands belonging to any church or religious society, or set apart for cemetery purposes, lands reserved by the State from location, or appropriation to individual use, lands owned or controlled by any Railroad company or corporate body, and it shall be the duty of the Judges of the District and Criminal Courts to give this Article specially in charge to the Grand Jury at each term of their respective courts."

Strike out section 2d of the bill.

J. K. P. RECORD, Chairman.

Upon motion of Senator Guinn, the bill and report were taken up.

Report adopted.

Bill read second time and passed to a third reading, rule suspended, bill read third time and passed.

Senator Foscue made the following report:

Hon. G. W. Jones, President of the Senate :

The Committee on Public Lands, to whom was referred a House bill to be entitled "An act to amend the 11th section of an act to authorize the sale of the public domain," approved 11th of February 1858; and to repeal the 2d section of an act amending the 1st and 11th sections of an act authorizing the sale of the public domain, approved 11th February, 1858, approved January 1st, 1863; also to repeal an act authorizing the sale of the public domain, approved March 4th, 1863, have had the bill under consideration, and have agreed to the following amendment:

Change section 3 to section 4, and add the following as section 3 :

Section 3. That the 1st and 2d sections of an act to authorize the sale of the public domain, approved February 11, 1858, be, and the same is hereby revived, and when so amended recommend it passage.

F. F. FOSCUÉ, for Committee.

Upon motion of Senator Guinn, the report and bill were taken up.

Amendments adopted.

Bill read second time and passed to a third reading; rule suspended, bill read third time and passed.

Senator Braswell, Chairman of Committee on Internal Improvements, reports and recommends the passage of a House bill entitled "An act for the benefit of Railroad Companies."

Senator Foscue made the following report:

Hon. G. W. Jones President of the Senate:

The Committee on Education, to whom was referred a House bill to be entitled "An act amendatory of an act to establish the University of Texas," approved February 11th, 1858, have had the bill under consideration, and instruct me to report the bill back with the following amendment, viz :

Strike out all of the 2d section from the word "there," in the 34th line, to the end of the section, and when so amended, recommend its passage.

F. F. FOSCUÉ, Chairman.

Bill and report were taken up, and amendments recommended by the committee adopted.

Bill read second time and passed to a third reading; rule suspended, bill read third time and passed.

Senator Reed, Chairman of Committee on Roads, Bridges and Ferries, reports and recommends the passage of a House bill entitled "An act granting to Michael A. McBride the privilege of constructing a ferry across Red River."

Senator Cook made the following report :

Hon. Geo. W. Jones, President of the Senate:

The Committee on Federal Relations, to whom was referred the House resolution appropriating \$5,000 to pay the expenses of D. G. Burnet and O. M. Roberts, Senators to the United States Congress, have had the same under consideration.

The committee are unanimously of the opinion that the Senate should not concur in this resolution, and have instructed me to report accordingly.

R. V. COOK, Chairman.

Hon. G. W. Jones, President of the Senate :

The Joint Select Committee on Judicial Districts, to whom was referred a Senate bill entitled "An Act supplementary to and amendatory of an act entitled an act supplementary to and amendatory of an act entitled an act to provide for redistricting the State into convenient Judicial districts, passed the present session of the Legislature, approved October 11th, 1866," have considered the same as far as practicable, and a majority instruct

us to report the bill back to the Senate, and recommend that it do not pass.

B. T. SELMAN,
Chairman on part of Senate.
J. D. GIDDINGS,
Chairman on part of House.
COMMITTEE ROOM, }
Austin, Nov. 1866. }

Hon. G. W. Jones, President of the Senate :

The Committee on Enrolled Bills, have examined the following Acts, viz :

An Act to incorporate the Corpus Christi Canal Company; and An Act to incorporate the Neches Navigation Company, and find the same correctly enrolled, properly signed and certified, and have presented the same to the Governor for his approval.

Respectfully submitted,

F. VOIGT, one of committee.
COMMITTEE ROOM, }
November 7, 1866. }

Hon. G. W. Jones, President of the Senate :

The Committee on Enrolled Bills, have examined the following Act, viz :

An Act to establish a criminal court in the city of Jefferson, and find the same correctly enrolled, properly signed and certified, and have presented the same to the Governor for his approval.

Respectfully submitted,

F. VOIGT, one of committee.
COMMITTEE ROOM, }
November 8, 1866. }

Hon. G. W. Jones, President of the Senate :

The Committee on Engrossed Bills have examined, and find correctly engrossed a bill to be entitled "An Act to authorize the Board of Managers of the Lunatic Asylum to purchase from David L. Cross, certain land therein named, for the use of said Institution, for the benefit of insane negroes."

Respectfully submitted,

W. M. NEYLAND,
Chairman Committee on Engrossed Bills.
COMMITTEE ROOM, }
November 7, 1866. }

Hon. G. W. Jones, President of Senate :

The Committee on Engrossed Bills have examined, and find correctly engrossed a bill to be entitled "An Act supplemental

to an act entitled an act to incorporate Brownsville Bridge Company, approved September 24th, 1866."

Respectfully submitted,

W. M. NEYLAND,

Chairman Committee on Engrossed Bills.

COMMITTEE ROOM, }

Nov. 7, 1866. }

Hon. G. W. Jones, President of the Senate:

The Committee on Engrossed Bills have examined, and find correctly engrossed a bill to be entitled "An Act to amend Article 743, Chapter VIII, Title XX of An Act to adopt and establish a Penal Code, approved August 26th, 1856.

And a bill to be entitled "An Act authorizing the removal of the administration of the estate of Jesse Duren, from the county of Leon to the county of Houston."

Also, a joint resolution making an appropriation to repair the Alamo Monument.

Respectfully submitted,

W. M. NEYLAND,

Chairman Committee on Engrossed Bills.

Senator Brown introduced a bill to prohibit the sale of liquors within one mile of Bellview Academy, read first time, rule suspended, read second time and ordered to be engrossed; rule further suspended, read third time and passed.

Senator Cook presented a petition of the Mayor and Aldermen of the town of Columbus.

Petition referred to Judiciary Committee.

Senator Shelley introduced Joint Resolution in relation to the contingent expenses of the Eleventh Legislature, read first time rule suspended, read second time and ordered to be engrossed; rule further suspended, read third time and passed.

Senator Shelley introduced Joint Resolution authorizing the Governor to appoint a sexton and keeper of the State Cemetery, and prescribe his duty, read first time, rule suspended, read second time and ordered to be engrossed; rule further suspended, read third time and passed.

Upon motion of Senator Guinn, a bill to regulate the issuing execution and return of writs and process in this State, was taken up, substitute recommended by the Judiciary Committee adopted, bill read second time and ordered to be engrossed; rule suspended, read third time and passed.

House bill to incorporate the Real and Personal Estate and Building Company of Galveston, taken up, read first time, rule suspended, read second time and passed to a third reading; rule

suspended, read third time and passed by the following two-thirds vote :

YEAS—Senators Braswell, Blount, Brown, Burney, Cook, Coppedge, Dalrymple, Foscue, Guinn, Jowers, Knox, Littleton, McDade, Parker, Reed, Saufley, Selman, Shannon, Shelley, Stell, Truitt and Voigt—22.

House bill to transfer the administration of the estate of John Coleman, deceased, from Hopkins to Titus county, taken up, read first time, rule suspended, read second time and passed to third reading; rule further suspended, read third time and passed.

House bill to incorporate the Powderhorn Dredging Company, taken up, read first time and referred to Committee on Internal Improvements.

House bill granting three hundred acres of land to the Muscogee Indians, taken up, read first time, rule suspended, read second time and passed to a third reading; rules further suspended, read third time and passed.

House bill incorporating Jasper Petroleum, Oil, Mining and Manufacturing Company, taken up, read first time, rule suspended, read second time and passed to a third reading; rule further suspended, read third time and passed by the following two-thirds vote:

YEAS—Senators Braswell, Blount, Boyd, Brown, Burney, Coppedge, Dalrymple, Guinn, Jowers, Knox, Littleton, McDade, Neyland, Parker, Reed, Saufley, Selman, Shannon, Shelley, Stell, Truitt, Voigt and Yarbrow—23.

NAYS—Senators Cook, Cooley and Foscue—3.

Senator Knox introduced a bill to authorize the sale of one million acres of the public domain.

Senator Guinn moved to amend as follows :

Strike out "ninety-ninth," and insert "one hundredth."

Strike out "one million," and insert "two millions."

Amendment made.

Senator Cooley moved to amend as follows :

"*Provided*, That land sold under this act, shall be sectionized and surveyed according to the general law of the State, and alternate sections reserved to the State."

Senator Burney moved to amend the amendment by inserting the words "Railroad," before the word "law."

Senator Guinn moved to lay the amendments upon the table, on which the yeas and nays being called, the amendments were tabled by the following vote:

YEAS—Senators Brown, Coppedge, Guinn, Jowers, Knox,

McDade, Neyland, Record, Reed, Saufley, Shannon, Shelley, Truit, Voigt and Yarbrow—15.

NAYS—Senators Braswell, Blount, Boyd, Burney, Cook, Cooley, Foscue, Parker, Selman and Stell—10.

Senators Burney, moved to refer the bill to Committee on Public Lands.

Motion lost.

Upon motion of Senator Shelley, the bill was referred to a Select Committee of five.

The Chair announced the following as the committee: Senators Shelley, Burney, Cook, Neyland and Boyd.

Upon motion of Senator Cook, a bill to provide for the assessing and collection of a tax on dogs, was taken up, and upon motion of Senator Burney, was postponed until Saturday night the 17th instant.

Upon motion of Senator Guinn, a bill supplemental to an act incorporating the Houston Direct Navigation Company, was taken up, read second time and passed to a third reading; rule suspended, read third time and passed.

Upon motion of Senator Brown, a bill to incorporate the Galveston Dramatic Association, was taken up, read second time and ordered to be engrossed; rule suspended, read third time and passed by the following two-thirds vote:

YEAS—Senators Braswell, Boyd, Brown, Burney, Cooley, Coppedge, Dalrymple, Foscue, Jowers, Knox, Littleton, McDade, Neyland, Parker, Reed, Saufley, Selman, Stell, Truit and Yarbrow—20.

NAYS—Senators Blount and Guinn—2.

On motion of Senator Littleton a bill authorizing the Directors of the State Penitentiary to enlarge the buildings of the same, was taken up, read second time, and the question being upon passing the bill to a third reading, the Senate refused to pass bill to a third reading.

Upon motion of Senator McDade, a bill to incorporate the Houston Dramatic Association, was taken up, read second time and passed to a third reading; rule suspended, read third time and passed by the following two-thirds vote:

YEAS—Senators Braswell, Blount, Boyd, Brown, Bumpass, Cooley, Dalrymple, Foscue, Jowers, McDade, Neyland, Parker, Record, Reed, Saufley, Selman, Shannon, Stell, Truitt, Voigt and Yarbrow—21.

NAYS—Senator Guinn—1.

Upon motion of Senator Saufley, a bill to amend the 11th section of an act to provide for the registry of deeds, and other

instruments in writing, approved May 12th, 1846, was taken up, amendments recommended by the Judiciary Committee adopted, bill as amended, read second time and ordered to be engrossed; rule suspended, read third time and passed.

Upon motion of Senator Burney, the vote postponing the bill to levy and collect a tax on dogs, was reconsidered.

Upon motion of Senator Cook, the substitute recommended by the Finance Committee, was laid on the table.

Senator Foscue moved to amend as follows: add "Chambers and Liberty," after the last named county in the bill.

Adopted.

Senator Cook moved to amend as follows: section 3, after word "all," insert "days."

Adopted.

Senator Guinn moved to amend as follows:

Amend section 1, in seventh line, strike out the words "shall have power," and insert the words "may in their discretion."

Adopted.

Senator Cook moved to add "Fayette county."

Adopted.

Senator Foscue moved to amend the caption by adding "in certain counties therein named."

Adopted.

Senator Dalrymple moved to add "Williamson and Milam counties."

Adopted.

Senator Foscue moved to amend 1st section, by striking out "five" and insert "two," before "dollars."

Adopted.

Bill as amended, read second time and passed to a third reading; rule suspended, bill read third time and the yeas and nays being called, was passed by the following vote:

YEAS—Senators Boyd, Cook, Coppedge, Dalrymple, Foscue, Guinn, Jowers, Knox, Littleton, McDade, Neyland, Parker, Record, Saufley, Selman, Shannon, Truitt, Voigt and Yarbro—19.

NAYS—Senators Braswell, Blount, Brown, Bumpass, Burney, Cooley, Reed and Stell—8.

On motion of Senator Truitt, a bill for the relief of Milton M. Justice, was taken up.

Bill read second time and passed to a third reading; rule suspended, bill read third time and passed by the following two-third vote:

YEAS—Senators Braswell, Blount, Boyd, Brown, Bumpas

Burney, Coppedge, Dalrymple, Foscue, Guinn, Jowers, Knox, Littleton, McDade, Neyland, Parker, Record, Reed, Saufley, Shelley, Stell, Truitt, Voigt and Yarbrow—24.

NAYS—None.

Senate bill for the relief of Mrs. Mary Benton, was taken up, and the amendment by the House concurred in.

Senate bill entitled "An Act further providing for the introduction of evidence in criminal cases" was taken up and the amendments by the House, concurred in.

Senator Neyland reported as follows :

COMMITTEE ROOM,
Austin, November 8, 1866. }

Hon. G. W. Jones, President of Senate :

The Committee on Engrossed Bills have examined and find correctly engrossed :

A bill to be entitled "An Act donating land to disabled Confederate soldiers, and the widow and minor children of such as died in the service."

A bill to be entitled "An Act to regulate the issuing execution and return of writs and process."

A bill to be entitled "An Act to prohibit the sale of intoxicating liquors within one mile of Bellvieu Academy."

"Joint resolution authorizing the Governor to appoint a Sexton and Keeper of the State Cemetery, and prescribe his duty."

And, "Joint resolution in relation to the contingent expenses of the 11th Legislature." Respectfully submitted.

W. M. NEYLAND,

Chairman Committee on Engrossed Bills.

Upon motion of Senator Burney, a bill for the benefit of Railroad Companies was taken up.

Senator Foscue moved to amend as follows :

Provided, That all Tap roads over twenty-five miles long shall be entitled to the benefits of this Act.

Amendment made.

Bill read second time and passed to a third reading ; rule suspended, read third time and passed by the following two-third vote :

YEAS—Senators Braswell, Boyd, Brown, Burney, Cooley, Coppedge, Dalrymple, Foscue, Guinn, Jowers, Knox, McDade, Neyland, Parker, Saufley, Selman and Voigt—17.

NAYS—Senators Reed, Shelley, Stell, Truitt and Yarbrow—5.

A message was received from the House, announcing the passage of the following bills :

A bill supplementary to and amendatory of "An Act entitled

an act authorizing and requiring the County Courts to regulate roads, appoint overseers, &c.," approved February 8th, 1858.

Bill to incorporate the Galveston and Columbia Railroad Company.

Senate bill to incorporate the Corpus Christi Steamship and Overland Transportation Company, with sundry amendments by the House.

Senate concurred in the amendments.

A message was received from the House, announcing the passage of the following bills :

House bill incorporating the Jasper Petroleum Oil, Mining and Manufacturing Company.

House bill to incorporate the Lowry Male and Female Institute.

Read first time and referred to Committee on Education.

House bill to incorporate the Island City Manufacturing Company.

Read first time and referred to Committee on Commerce and Manufactures.

House bill granting three hundred and twenty acres of land to the Muscogee Indians.

House bill to transfer the administration of the estate of John Coleman, deceased, from Hopkins to Titus county.

Senate bill, to amend an act concerning proceedings in the District Court, approved March 16th, 1843, with an amendment.

Senate concurs.

Senate bill, supplementary to and amendatory of an act entitled "An act regulating sequestrations, approved March 15th, 1843," with an amendment.

Senate concurs.

Senate bill, to provide for the payment of the First Parker County Minute Company, commanded by Capt. L. L. Tackett; and Wise County Minute Company, commanded by Capt. John Teague, with an amendment.

Senate concurs.

Senate bill, to incorporate the American Industrial Agency, with an amendment.

Senate concurs.

Senate bill, to prevent judgments from becoming dormant, and to create and preserve judgment liens.

Senate bill, setting apart a portion of the public grounds for the use of the United States military, as a cemetery.

Senate bill, to amend an act incorporating the town of Mount Pleasant, in Titus county, passed 28th August, 1856.

Senate bill, to incorporate the Planters' Mutual Insurance Company.

Senate bill, to incorporate the Brownsville Levee Company.

House bill, to assess and collect the direct tax due the United States Government for the year 1866, under the provisions of an act for the collection of direct tax in insurrectionary districts within the United States, and for other purposes, approved June 7th, 1862, and to make provision for the payment thereof to the United States Government.

The House has adopted the reports of the Committees of Conference on the disagreements of the two Houses on the cotton resolutions and salary bill. And has concurred in the Senate amendments to the following bills:

Bill fixing time of holding District Courts; and bill prohibiting sale of liquors in town of Dallas.

Has refused to concur in the Senate amendments to bill providing for printing of certain laws in Spanish, and other languages, and has appointed as Committee of Conference, Messrs. Dunn, Bonner, Stroud, Bellamy and Truitt, and ask the Senate to appoint a like committee.

The House has adopted the Senate resolutions, memorializing President Johnson for the release of Jefferson Davis, and has appointed as committee on part of the House, Messrs. Estes, Bonner, Munson, Giddings, Whitton, and Smith of Harris.

COMMITTEE ROOM, }
November 8, 1866. }

Hon. G. W. Jones, President of the Senate:

The Committee on Engrossed Bills have examined and find correctly engrossed a bill to be entitled "An act to amend the 11th section of an act to provide for the registry of deeds, and other instruments in writing, approved May 12th, 1846."

Respectfully submitted.

W. M. NEYLAND,

Chairman Committee on Engrossed Bills.

Upon motion of Senator Saufley, a bill to provide for the employment of convict labor on works of public utility, was taken up, amendments recommended by the Committee on State Affairs, adopted.

Senator Shelley moved to amend by inserting "burglary, perjury and robbery," in the first class.

Amendment made.

Bill as amended read second time, and passed to a third reading.

Rules suspended, read third time, and passed.

Upon motion of Senator Littleton, a bill for the relief of A. S. Thurmond was taken up, and re-referred to the Committee on Claims and Accounts.

Upon motion of Senator Neyland, Senator Knox was added to the Special Committee to which was referred a bill authorizing the sale of two million acres of the public domain.

Upon motion of Senator Shelley, a bill authorizing H. W. Davis to erect a dam across the San Marcos river, in Hays county, was taken up, read second time, and ordered to be engrossed.

Rule suspended, read third time, and passed by the following two-thirds vote:

YEAS—Senators Braswell, Blount, Boyd, Brown, Bumpass, Burney, Coppedge, Foscue, Guinn, Jowers, Knox, Littleton, McDade, Neyland, Parker, Record, Reed, Saufley, Shelley, Stell, Truitt, Voigt and Yarbrow—23.

NAYS—None.

Upon motion of Senator Brown, a bill making an appropriation for the payment of S. B. Buckley for services as Geologist, was taken up, read second time, and ordered to be engrossed.

Rule suspended, read third time, and passed by the following two-thirds vote:

YEAS—Senators Braswell, Boyd, Brown, Bumpass, Burney, Cooley, Coppedge, Foscue, Guinn, Jowers, Knox, Littleton, Neyland, Parker, Record, Reed, Saufley, Shelley, Stell, Truitt, Voigt and Yarbrow—22.

NAYS—Senators Blount and McDade—2.

Upon motion of Senator Yarbrow, a bill to provide for the compensation of jurors, was taken up, read third time, and passed.

Senator Cooley offered the following resolution:

Resolved, That the Committee on State Affairs be instructed to inquire into the practicability of adopting measures to relieve District Judges, District Attorneys and Assessors and Collectors from the unnecessary labor, danger and expense of transporting public money (amounts due Judges and Attorneys) from distant parts of the State to Austin, and directly back again to such remote sections.

Resolution adopted.

Senator Voigt reported as follows:

COMMITTEE ROOM, }
Nov. 8th, 1866. }

Hon. Geo. W. Jones, President of the Senate:

The Committee on Enrolled Bills have examined the following to wit:

An act to define the offence of vagrancy, and to provide for the punishment of vagrants.

An act to incorporate the Fredericksburg Action Mill Company.

An act to authorize and require the holding of a special term of the District Court of Bastrop county.

An act to establish a Criminal Court in the city of San Antonio.

An act for the relief of persons who settled on public lands prior to the first day of January, 1861.

An act to amend Article 507, Chapter IV, of an act entitled "An act to establish a Code of Criminal Procedure, approved, August 26th, 1856.

An act supplemental to an act entitled "An act to require the Judges of the Fourteenth Judicial District to hold a special term of the District Court of Bexar county, approved November 1st, 1866."

An act to amend an act entitled "An act to establish a Penal Code, approved August 26th, 1856."

An act to incorporate the Brownsville Levee Company.

And find the same correctly enrolled and properly signed, and have presented the same to the Governor for his approval or rejection.

F. VOIGT,

One of the Committee.

Upon motion of Senator Foscue, the Senate adjourned until 7 o'clock, this evening.

SENATE CHAMBER,

7 o'clock, p. m., Nov. 8, 1866.

Senate met pursuant to adjournment.

Roll called—quorum present.

On motion of Senator Shelley, Senator Burney was elected President *pro tem*.

On motion of Senator Voigt, Senators Guinn and Truitt were excused.

On motion of Senator Dalrymple, the Senate excused Senator Coppedge on account of indisposition.

On motion of Senator Bumpass, a bill granting to Michael A. McBride the privilege of constructing a Ferry across Red River, was taken up, read second time and passed to a third reading; rule suspended, read third time and passed by the following two-thirds vote:

YEAS—Senators Braswell, Blount, Boyd, Brown, Bumpass, Burney, Cooley, Dalrymple, Foscue, Jowers, Knox, Littleton, McDade, Neyland, Parker, Reed, Selman, Shannon, Shelley, Stell, Voigt and Yarbrow—22.

NAYS—None.

On motion of Senator Shelley, the Sergeant-at-arms was excused on account of sickness.

Senator Stell offered the following resolution:

Resolved, That the Senate will on to-morrow morning, take up and dispose of all the House bills, taking them in their order on the calender.

Rule suspended, resolution taken up and adopted.

On motion of Senator Blount, a bill to prohibit the discharging of fire-arms in certain places therein named, taken up, amendments recommended by the Committee on State Affairs adopted.

Bill as amended, read second time and ordered to be engrossed; rule suspended, read third time and passed.

On motion of Senator McDade, a bill to incorporate a Horse Railroad between Houston and Harrisburg, was taken up, read second time and passed to a third reading; rule suspended, bill read third time and passed by the following two-thirds vote:

YEAS—Senators Braswell, Blount, Boyd, Brown, Burney, Cooley, Dalrymple, Foscue, Jowers, Knox, Littleton, McDade, Neyland, Parker, Reed, Selman, Shannon, Shelley, Stell, Voigt and Yarbrow—21.

NAYS—Senator Bumpass—1.

On motion of Senator Yarbrow, a bill to incorporate the town of Hillsboro' in Hill county, was taken up, read second time and passed to a third reading; rule suspended, bill read third time and passed.

COMMITTEE ROOM, }
Austin, Nov. 8, 1866. }

Hon. G. W. Jones, President of the Senate:

The Committee on Engrossed Bills have examined and find correctly engrossed a bill to be entitled "An Act to incorporate the Houston Dramatic Association."

A bill to be entitled "An act to incorporate the Galveston Dramatic Association."

A bill to be entitled "An Act to authorize H. W. Davis of Hays county to erect a dam across the San Marcos river, in Hays county."

And a joint resolution making an appropriation for the payment of S. B. Buckley for services as Geologist.

Respectfully submitted,

W. M. NEYLAND,

Chairman of Committee on Engrossed Bills.

A message was received from the House announcing the passage of the following bills :

Senate bill authorizing the enclosure of the State Cemetery, and making appropriations therefor.

Senate bill to incorporate the Galveston and Eastern Texas Tap Railroad Company.

Senate bill for the relief of the heirs of Berry Doolittle.

Senate bill supplementary to an act to organize the County Courts, and to define their powers and jurisdiction, approved October 25th, 1866.

Senate bill for the relief of J. W. Vineyard and his assigns.

Senate bill to incorporate the Texas Producing Company.

Senate bill to incorporate the Contractors Association, with an amendment.

House bill to authorize the Governor to sell certain property.

The House has concurred in the Senate amendments to House bill incorporating the city of Indianola, and disagrees to Senate amendment to House bill in regard to State University, and has appointed as a committee of conference Messrs. Doom, Daniel, Lewter, Trowell and Jones of Titus, and ask the Senate to appoint a like committee.

Senator Shelley reported as follows :

SENATE CHAMBER, }

Nov. 8, 1866, }

Hon. G. W. Jones, President Senate:

The Select Committee, to whom was referred an act to authorize the sale of one million acres of the public domain, have given to said bill as much consideration as the time allowed enabled the committee to do. Believing that the reasons suggesting and supporting the measure contained in the original bill are obvious to every one, the committee deem it unnecessary to do more than to remodel the bill referred in the form of a substitute, and to recommend its adoption and passage.

Respectfully,

N. G. SHELLEY, Chair'n.

Upon motion of Senator Shelley, report and bill was taken up. Substitute adopted.

Bill read second time, and upon motion of Senator Shelley,

postponed and made the special order for to-morrow at 10 o'clock.

Upon motion of Senator Knox, a bill to regulate the organization of new counties, was taken up, and report of the Committee on Counties and County Boundaries.

Senator Cooley moved the indefinite postponement of the bill. Motion withdrawn.

Upon motion of Senator Shelley, bill was laid on the table for the present.

Senator Selman, Chairman of Committee on Public Lands, reported back and recommended the passage of a bill granting preemption privileges, with the following amendments:

Strike out the word "reserved," in 7th line, 1st section, and insert the word "vacant."

In 8th line, 1st section, strike out the word "have" and insert "has."

In 4th line, 6th section, strike out the word "for" and insert "from."

Upon motion of Senator Shannon, bill and report taken up. Amendment recommended by the committee adopted.

Bill read second time and passed to a third reading; rule suspended, read third time and passed.

Upon motion of Senator Burney, a bill to incorporate the Harris County Manufacturing Company, was taken up.

Amendments recommended by the Committee on Commerce and Manufactures adopted.

Bill as amended, read second time and passed to a third reading; rule suspended, read third time and passed by the following two-third vote:

YEAS—Senators Braswell, Blount, Boyd, Brown, Bumpass, Burney, Cooley, Dalrymple, Foscue, Jowers, Knox, Littleton, McDade, Neyland, Parker, Reed, Selman, Shannon, Shelley, Stell, Voigt and Yarbrow—22.

NAYS—None.

Senator Foscue introduced a joint resolution for the appointment of administrators, and authority given to locate the University of Texas.

Read first time; rule suspended, read second time and ordered to be engrossed; rule further suspended, read third time and passed.

Upon motion of Senator Littleton, a bill amendatory of an act to incorporate the town of Liberty, approved June 7, 1836, was taken up, read second time and passed to a third reading; rule suspended, read time and passed.

Upon motion of Senator Shelley, a joint resolution proposing an amendment to the Constitution of the State of Texas, was taken up, with a substitute recommended by the Committee on Finance.

Pending the question upon the adoption of the substitute, upon motion of Senator Stell, the Senate adjourned until tomorrow morning at 9½ o'clock.

SENATE CHAMBER,
November 9, 1866.

Senate met pursuant to adjournment.

Prayer by the Chaplain.

Roll called—quorum present.

Journals of yesterday read and adopted.

Senator Record made the following report :

Hon. G. W. Jones, President of the Senate :

The Committee on the Judiciary, to whom was referred House bill entitled "An act to amend the first section of an act entitled an act to amend the second and sixteenth sections of an act to organize the Supreme Court of the State of Texas, approved May 12th, 1846, approved November 30th, 1850, approved August 28th, 1856, have had the same under consideration and the committee have instructed me to report the same back with the following amendments, and when so amended recommend its passage.

J. K. P. RECORD, Chairman.

Amend by striking out "Kaufman," in tenth line from end of section.

In fourteenth line from bottom of second page, insert after the word "Galveston," "Provided, that causes taken up from the county of Gonzales, shall be returnable to the Supreme Court setting at Austin."

Upon motion of Senator Record, the report and bill were taken up, and the amendments recommended by the committee adopted, bill read second time and passed third reading; rule suspended, bill read third time and passed.

Senator Foscue made the following report :

To the President of the Senate :

The Committee on Education to whom was referred a House bill to be entitled "An act to incorporate the Lowry Male and Female Institute, have had the bill under consideration and report the bill back with the following amendment.